

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

AYUSH – Dr.Md.Arifullah, Medical Officer, Government Unani Dispensary, Renigunta, Chittoor District – Regularisation of service with effect from 20-9-1994 on par with his colleagues, instead of from 25-11-1998 – Notionally without monetary benefit, duly sanctioning leave period as E.O.L – Orders – Issued.

HEALTH, MEDICAL & FAMILY WELFARE (I.1) DEPARTMENT

G.O.Rt.No. 2029

Dated:13 -12-2011
Read the following:

1. G.O.Rt.No.1791, HMFV (I.1) Deptt., dt:25.11.1998
2. From the Commissioner of AYUSH, A.P. Hyderabad
Lr.No.15791/U2/2008, dated:11.12.2009 and 7.6.2010

* * *

ORDER:-

In the G.O. 1st read above, orders were issued regularizing the services of Dr.Md.Arifullah, Daily Honorarium Medical Officer in terms of guidelines issued vide G.O.Ms.No.212, Finance & Planning (FW.PC.III) Department, dated:22.4.1994 from the date of issue of orders i.e., 25.11.1998 i.e. with prospective effect, allowing the regular scale of pay admissible to the post of Medical Officer in the Revised Scales of Pay, 1993.

2. In the letter 2nd read above, the Commissioner of AYUSH, A.P. Hyderabad has reported that Dr. Md.Arifullah was absent from office duties from 1.9.1993 to 26.6.1994 due to an accident he met with, by informing the authorities through leave letters enclosing medical certificates and that he was stayed away from station from 27.6.1994, due to his father's ill health. The individual has submitted a Medical Certificate for the period of 1-9-1993 to 26-6-1994. Subsequently, on reporting to duty, the individual has approached the higher authorities for his regular posting as Medical Officer (Unani) and also to regularize his service w.e.f. 20-9-1994 on par with other Daily Honorarium Medical Officers on the basis of orders of Andhra Pradesh Administrative Tribunal in O.A.No.22640 to 22644/1990 dt.15-9-1992 and also the orders of Hon'ble Supreme Court of India, dt.26-7-1995 in Civil Appeal No.945 - 1163 of 1993. Based on the request made by the individual, the Commissioner of AYUSH, has requested to regulate leave period of the individual from 1.9.1993 to 9.2.1996 as Medical Leave on Medical Certificate and remaining period i.e., from 10.2.1996 to 6.12.1998 as E.O.L. as the leave application and Medical Certificate are for the period from 01-09-1993 to 26-06-1994 only, submitted by the individual.

3. The Government, after careful examination of the matter have observed that on 7-12-1997 he submitted a representation to Government requesting to post him as a regular Medical Officer as he was one of the petitioners in the OA No.22640/1990 and batch cases filed before Andhra Pradesh Administrative Tribunal. The Government had issued orders regularizing the service of the individual w.e.f. 25-11-1998 i.e. prospective effect vide G.O.Rt.No.1791, Health Medical & Family Welfare (I.1) Department, dt.25-11-1998 instead of 20-9-1994. He joined duty on 7-12-1998, and that the case of the individual is covered under the directions / orders of Hon'ble Supreme Court / Andhra Pradesh Administrative Tribunal on par with his colleagues. The individual has approached the Andhra Pradesh Administrative Tribunal along with others and covered under the orders of Hon'ble Supreme court and the services of his colleagues were regularized w.e.f. 20-9-1994. Therefore his services are to be regularized w.e.f. 20-9-1994 on par with his colleagues instead of from 25-11-1998 notionally without monetary benefit but to count for seniority and pension only, duly sanctioning EOL. The Commissioner of AYUSH, may be requested to take action as was done in the earlier cases of Daily Honorarium Medical Officers for treating the gap period i.e. from 1-9-1993 to 19-9-1994.

Contd..

:: 2 ::

4. The Government in the above circumstances, hereby direct the appointing authority to regularise the services of Dr.Md.Arifullah, Medical Officer, Government Unani Dispensary, Renigunta, Chittoor District w.e.f 20.9.1994 instead of 25.11.1998 on par with his colleagues, notionally, without monetary benefit but to count for seniority and pension, duly sanctioning leave as E.O.L. Further, it is decided to treat the gap period i.e., from 1.9.1993 to 19.9.1994 as was done earlier in the cases of Daily Honorarium Medical Officers.

5. The Commissioner of AYUSH, Hyderabad is requested to take necessary action accordingly.

5. This order issues with the concurrence of Finance Department vide their U.O.No.22640/499/FR.I/10 dated:11.10.2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**K.R. KISHORE
PRINCIPAL SECRETARY TO GOVERNMENT**

To
The Commissioner of AYUSH, A.P. Hyderabad
The individual through Commissioner of AYUSH, A.P. Hyderabad
Copy to:-
The Finance (FR.I) Department
The Accountant General, A.P., Hyderabad.
The Director of Treasuries and Accounts, A.P., Hyderabad.
The O.S.D. to Hon'ble Minister (Health & Family Welfare).
The P.S. Principal Secretary to Government (Health).
SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER